IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 25TH OCTOBER 2007 / 3RD KARTHIKA 1929

Crl.MC.No. 3244 of 2007()

AGAINST THE ORDER IN CC.2032/2006 IN
CC.871/2004 of JUDL. MAGISTRATE OF FIRST CLASS COURT-I, ATTINGAL

.....

PETITIONER: 4TH ACCUSED

MRS. BABY @ NANCY JUSLAN D'CRUZ,
AGED 35 YEARS, D/O CERAPHINE JOSE,
RESIDING TC 34/1366, VALIYATHOPPU,
PETTA VILLAGE, THIRUVANANTHAPURAM.

BY ADV. SRI.C.K.MOHANAN

RESPONDENTS: COMPLAINANT

SUB INSPECTOR OF POLICE,
KADINAMKULAM POLICE STATION,
THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 25/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

Crl.M.C.No.3244 of 2007

Dated this the 25th day of October 2007

O R D E R

The grievance of the petitioner is that there is no expeditious disposal of C.C.No.2032/2006 in which she is an accused. She, along with her husband and child, lives at his place of employment abroad and the petitioner has to leave for the place employment of her husband on 6/11/2007.

2. I need only mention that the petitioner can file an application before the learned Magistrate who holds charge (as I am told that the office is vacant now). Such Magistrate can take a decision as to whether the plea has to be recorded and the proceeding has to be discontinued/stopped under Section 258 Cr.P.C. After such decision is taken, the learned Magistrate must permit the petitioner to appear through and be represented by her counsel until further orders.

3. This Criminal Miscellaneous Case is accordingly allowed in part to the above extent.

4. Hand over copy of this order to the learned counsel for the petitioner.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007